

Kerala Gazette No. 34 dated 23rd August 2016.

PART I



GOVERNMENT OF KERALA

General Education (S) Department

NOTIFICATION

No. 33131/S1/15/G. Edn. *Dated, Thiruvananthapuram, _____* **20th July 2016**
5th Karkadakam 1191.

The following draft of the vesting order and scheme, which the Government of Kerala propose to issue and settle in exercise of the powers conferred by sub-section (1) of section 4 and sub-section (1) of section 5 of the Charitable Endowment Act, 1890 (Central Act 6 of 1890), is hereby published as required by rule 3 of the Charitable Endowments (Kerala) Rules, 1966, for the information of all persons likely to be affected thereby.

Notice is hereby given that the said draft will be taken up for consideration on or after the sixtieth day from the date of publication of this notification and that any objection or suggestion which may be received from any person with respect to the said draft before the expiry of the period specified above will be considered by the Government. Objections and suggestions, if any, shall be addressed to the Secretary to Government of Kerala, General Education (S) Department, Government Secretariat, Thiruvananthapuram-1.

Draft Vesting Order

In exercise of the powers conferred by sub section (1) of section 4 of the Charitable Endowments Act, 1890 (Central Act 6 of 1890), the Government of Kerala hereby order that the property specified in column (2) of the Schedule appended here to belonging to the endowment mentioned in column (1) thereof, shall be vested with the Treasurer of Charitable Endowments, Kerala and under sub-sections (1) and (3) of section 5 of the said Act, the Government of Kerala hereby settle the following scheme for the administration of the said property and appoint the date of publication of the final notification to be the date on which the said Scheme shall come into operation, namely:-

Draft Scheme

1. This Endowment shall be called “ Madasseri Janaky Amma Memorial Endowment”.
2. The corpus of the Endowment shall consist of ` 1,15,500 (Rupees one lakh fifteen thousand and five hundred only) and shall be vested with the Treasurer of Charitable Endowments, Kerala.
3. The corpus of the Endowment shall be invested in any long term securities of the Government of India or the Government of Kerala or in any of the Securities approved by the Government of Kerala.
4. The Headmaster/Headmistress of the Government Upper Primary School, Edathara, Palakkad, shall be the Administrator of the fund.
5. 80% (Eighty per cent) of the annual interest accruing on the fund shall be utilised during the succeeding year for awarding cash prize to students who secure first and second position in aggregate marks in the current academic year, in 3:2 proportion, in classes 5, 6 and 7 in both English and Malayalam medium. Prizes shall be given for boys and girls separately. Remaining 20% (Twenty percent) of the interest amount shall be added to the original endowment deposit and this process shall continue year after year.
6. The prize shall be awarded on the occasion of the school day celebration or any other suitable occasion in the succeeding academic year itself as decided by the Administrator and thereafter the fact of such award with relevant particulars shall be published in the notice board of the School for information of the public.

7. If in any year, more than one student is found eligible for the prize by securing the same number of marks, then the Class Teacher and the Headmaster shall together decide the better student among them as the winner on the basis of overall performance of the students and then the other student shall be considered just below him. In case of dispute among the Headmaster and the Class Teacher, the issue shall be settled by a panel of three persons consisting (1) Parents Teachers Association President, (2) Headmaster and (3) Class Teacher. Majority decision shall be final and undisputable.

8. Requisition for payment of annual interest shall be sent by the Administrator at any time not later than two months prior to the date fixed for award of the prize and the Treasurer of Charitable Endowment shall thereupon arrange to place the annual interest to the disposal of the Administrator.

9. If in any year, the interest is not utilized as provided in clause 5 above or if the prize is not awarded owing to the non-availability of a suitable candidate, or for any other reason, or if any surplus is left after awarding the prize, such amount shall be added on to the corpus of the fund by the Treasurer of Charitable Endowments, unless its payment is allowed by the Treasurer in exceptional cases on the specific recommendation of the Controlling Authority specified in clause 10 of the Scheme.

10. If any doubt or dispute arises regarding the meaning or interpretation of the provisions of the Scheme, it shall be referred to the Director of Public Instruction whose decision thereon shall be final.

SCHEDULE

| <i>Name of Endowment</i> | <i>Details of Property</i> |
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| (1) | (2) |
| “Madasseri Janaky Amma Memorial Endowment” | ~ 1,15,500 (Rupees one lakh fifteen thousand and five hundred only) |

By order of the Governor,

A. P. M. MOHAMMED HANISH,
Secretary to Government.